

11-30-01

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**CERTIFICATE OF EXPRESS MAILING**

certify that this paper and the documents and/or fees referred to as attached herein are being deposited with the United States Postal Service on November 28, 2001 in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR §1.10, Mailing Label Number EL898648831US, addressed to the Commissioner for Patents, Washington, DC 20231.

Attorney Docket No.: ISHDP165D1

First Named Inventor: Masao Fukuda, et al.

Sunshine Noriega

**UTILITY PATENT APPLICATION TRANSMITTAL (37 CFR. § 1.53(b))**  
(Continuation, Divisional or Continuation-in-part application)

3760 U.S. PTO  
09/996624  
11/28/01

Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

Sir: This is a request for filing a patent application under 37 CFR. § 1.53(b) in the name of inventors:  
**Masao Fukuda and Michihiro Kubo**

or: **PACKAGING MACHINE**

Assigned to : Ishida Co., Ltd.

This application is a ☐ Continuation ☒ Divisional ☐ Continuation-in-part  
of prior Application No.: 09/372,009, from which priority under 35 U.S.C. §120 is claimed.

**Application Elements:**

- ☒ 19 Pages of Specification, Claims and Abstract  
☒ 10 Sheets of informal Drawings  
☒ Declaration  
☐ Newly executed  
☒ Copy from a prior application (37 CFR 1.63(d) for a continuation or divisional).  
The entire disclosure of the prior application from which a copy of the declaration is herein supplied is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.  
☐ Deletion of inventors Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

**Accompanying Application Parts:**

- ☐ Do not publish this application. Nonpublication Request is attached.  
☐ Assignment and Assignment Recordation Cover Sheet (recording fee of \$40.00 enclosed)  
☐ Power of Attorney

- ☐ 37 CFR 3.73(b) Statement by Assignee  
☐ Information Disclosure Statement with Form PTO-1449 ☐ Copies of IDS Citations  
☒ Preliminary Amendment  
☒ Return Receipt Postcard  
☒ Other: One sheet of corrected Figures 8 and 12.

Claim For Foreign Priority

☒ Priority of Japan Application No. 10-234669 filed on August 20, 1998 and of Japan Application No. 10-238412 filed on August 25, 1998 is claimed under 35 U.S.C. § 119.

- ☐ The certified copy has been filed in prior application U.S. Application No.  
☒ The certified copies will follow.

Extension of Time for Prior Pending Application

☒ A Petition for Extension of Time is being concurrently filed in the prior pending application. A copy of the Petition for Extension of Time is attached.

Amendments

☒ Amend the specification by inserting before the first line the sentence: "This is a  
☐ Continuation ☐ Continuation-in-part ☒ Divisional  
application of co-pending prior  
☒ Application No. 09/372,009 filed on August 11, 1999,  
☐ International Application filed on which  
designated the United States,  
the disclosure of which is incorporated herein by reference."

☒ Cancel in this application original claims 6 - 17 of the prior application before calculating the filing fee.

Fee Calculation (37 CFR § 1.16)

☐ Applicant is entitled to Small Entity Status under 37 C.F.R. §1.27.

	(Col. 1) Total Claims		(Col. 2) Claims	(Col. 3) Present Extra	Rate	Additional Fee
TOTAL	5	MINUS	20	= 0	x 18 =	0
INDEP.	1	MINUS	3	= 0	x 84 =	0
[ ] First presentation of multiple dependent claim					\$280 =	
Basic Filing Fee under 37 C.F.R. §1.16(a)					\$740 =	740.00
TOTAL						740.00
SMALL ENTITY 50% FILING FEE REDUCTION (if applicable)						

☒ Check No. 5022 in the amount of \$740.00 is enclosed.

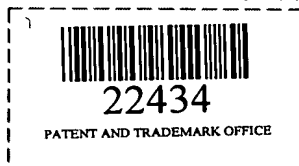
☒ The Commissioner is authorized to charge any fees beyond the amount enclosed which may be required, or to credit any overpayment, to Deposit Account No. 500388 (Order No. ISHDP165D1).

General Authorization for Petition for Extension of Time (37 CFR §1.136)


☒ Applicants hereby make and generally authorize any Petitions for Extensions of Time as may be needed for any subsequent filings. The Commissioner is also authorized to charge any extension fees under 37 CFR §1.17 as may be needed to Deposit Account No. 500388 (Order No. ISHDP165D1).

☒ Please send correspondence to the following address:

**Customer Number 022434**



Date: November 28, 2001

  
 Keiichi Nishimura  
 Registration No. 29,093